

OPEN MEETING ITEM

COMMISSIONERS
GARY PIERCE - Chairman
BOB STUMP
SANDRA D. KENNEDY
PAUL NEWMAN
BRENDA BURNS

ORIGINAL



0000123122

RECEIVED

2011 FEB 15 P 12:07

AZ CORP COMMISSION
DOCKET CONTROL

DATE: FEBRUARY 15, 2011

DOCKET NO.: T-03839A-10-0371

TO ALL PARTIES:

Enclosed please find the recommendation of Administrative Law Judge Yvette B. Kinsey. The recommendation has been filed in the form of an Order on:

GOLFLAND ENTERTAINMENT CENTERS, INC.
(CANCELLATION OF CC&N)

Pursuant to A.A.C. R14-3-110(B), you may file exceptions to the recommendation of the Administrative Law Judge by filing an original and thirteen (13) copies of the exceptions with the Commission's Docket Control at the address listed below by 4:00 p.m. on or before:

FEBRUARY 24, 2011

The enclosed is NOT an order of the Commission, but a recommendation of the Administrative Law Judge to the Commissioners. Consideration of this matter has tentatively been scheduled for the Commission's Open Meeting to be held on:

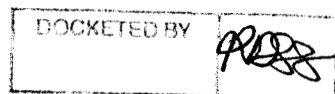
MARCH 1, 2011 and MARCH 2, 2011

For more information, you may contact Docket Control at (602) 542-3477 or the Hearing Division at (602) 542-4250. For information about the Open Meeting, contact the Executive Director's Office at (602) 542-3931.

Arizona Corporation Commission

DOCKETED

FEB 15 2011



ERNEST G. JOHNSON
EXECUTIVE DIRECTOR

1200 WEST WASHINGTON STREET, PHOENIX, ARIZONA 85007-2927 / 400 WEST CONGRESS STREET, TUCSON, ARIZONA 85701-1347

www.azcc.gov

This document is available in alternative formats by contacting Shaylin Bernal, ADA Coordinator, voice phone number 602-542-3931, E-mail SABernal@azcc.gov

1 **BEFORE THE ARIZONA CORPORATION COMMISSION**

2 COMMISSIONERS

3 GARY PIERCE - Chairman
4 BOB STUMP
5 SANDRA D. KENNEDY
6 PAUL NEWMAN
7 BRENDA BURNS

8 IN THE MATTER OF THE APPLICATION OF
9 GOLFLAND ENTERTAINMENT CENTERS, INC.
10 FOR CANCELLATION OF THE CERTIFICATE
11 OF CONVENIENCE AND NECESSITY TO
12 PROVIDE CUSTOMER-OWNED PAY
13 TELEPHONE SERVICE IN THE STATE OF
14 ARIZONA.

DOCKET NO. T-03839A-10-0371

DECISION NO. _____

ORDER

11 Open Meeting
12 March 1 and 2, 2011
13 Phoenix, Arizona

13 **BY THE COMMISSION:**

14 Having considered the entire record herein and being fully advised in the premises, the
15 Arizona Corporation Commission ("Commission") finds, concludes, and orders that:

16 **FINDINGS OF FACT**

17 1. In Commission Decision No. 62408 (April 3, 2000), the Arizona Corporation
18 Commission ("Commission") granted Golfland Entertainment Centers, Inc. ("GECI") a Certificate of
19 Convenience and Necessity ("CC&N") to provide customer owned pay telephone ("COPT") service
20 in Arizona.

21 2. On September 3, 2010, GECI filed an application with the Commission requesting
22 approval to cancel its CC&N to provide COPT services in Arizona. GECI's application states that it
23 is no longer providing or has never provided COPT service in Arizona.

24 3. On December 9, 2010, GECI filed an amended application stating that GECI waives
25 its rights to a hearing in this matter.

26 4. On December 13, 2010, the Commission's Utilities Division Staff ("Staff") filed a
27 Memorandum in response to GECI's application to cancel its CC&N. Staff states it contacted Mr.
28

1 Royce Stine, President of GECI and he verified that he is authorized to file the application on behalf
2 of GECI. According to Staff, no complaints, inquiries, or opinions have been filed against GECI as
3 of December 13, 2010; and GECI is in good standing with the Commission's Corporations Division.
4 Based on the above information, Staff recommends approval of GECI's application to cancel its
5 CC&N.

6 5. Staff's recommendation for approval of GECI's application for cancellation of its
7 CC&N, is reasonable and should be adopted.

8 **CONCLUSIONS OF LAW**

9 1. GECI is a public service corporation within the meaning of Article XV of the Arizona
10 Constitution and A.R.S. §§ 40-281 and 40-282.

11 2. The Commission has jurisdiction over GECI and the subject matter of the application.

12 3. The cancellation of GECI's CC&N to provide customer owned pay telephone services
13 in Arizona is in the public interest.

14 4. GECI waives its right to notice and a hearing in this matter.

15 5. Staff's recommendation is reasonable and should be adopted.

16 ...

17 ...

18 ...

19 ...

20 ...

21 ...

22 ...

23 ...

24 ...

25 ...

26 ...

27 ...

28 ...

ORDER

IT IS THEREFORE ORDERED that Golfland Entertainment Center Inc.'s Certificate of Convenience and Necessity, granted in Commission Decision No. 62408 (April 3, 2000) to provide customer-owned pay telephone service in Arizona is hereby cancelled.

IT IS FURTHER ORDERED that this Decision shall become effective immediately.

BY ORDER OF THE ARIZONA CORPORATION COMMISSION.

CHAIRMAN

COMMISSIONER

COMMISSIONER

COMMISSIONER

COMMISSIONER

IN WITNESS WHEREOF, I, ERNEST G. JOHNSON, Executive Director of the Arizona Corporation Commission, have hereunto set my hand and caused the official seal of the Commission to be affixed at the Capitol, in the City of Phoenix, this ____ day of _____, 2011.

ERNEST G. JOHNSON
EXECUTIVE DIRECTOR

DISSENT _____

DISSENT _____

YBK:db

1 SERVICE LIST FOR: GOLFLAND ENTERTAINMENT CENTERS, INC.

2 DOCKET NO.: T-03839A-10-0371

3 Royce Stine
4 GOLFLAND ENTERTAINMENT
CENTERS, INC.
155 West Hampton Avenue
5 Mesa, AZ 85210

6 Janice Alward, Chief Counsel
Legal Division
7 ARIZONA CORPORATION COMMISSION
1200 West Washington Street
8 Phoenix, AZ 85007

9 Steven M. Olea, Director
Utilities Division
10 ARIZONA CORPORATION COMMISSION
1200 West Washington Street
11 Phoenix, AZ 85007

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28